

AMENDED IN ASSEMBLY APRIL 21, 2016

AMENDED IN ASSEMBLY APRIL 6, 2016

AMENDED IN ASSEMBLY MARCH 29, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2652

Introduced by Assembly Member Eggman

February 19, 2016

An act to add and repeal Section 94801.5 of the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2652, as amended, Eggman. California Private Postsecondary Education Act of 2009: applicability.

Under existing law, the segments of postsecondary education in this state include the University of California, the California State University, the California Community Colleges, independent institutions of higher education, and private postsecondary educational institutions.

Existing law, the California Private Postsecondary Education Act of 2009, provides, among other things, for student protections and regulatory oversight of private postsecondary institutions in the state. The act is enforced by the Bureau for Private Postsecondary Education within the Department of Consumer Affairs. The act exempts specified institutions from its provisions, does not apply to private postsecondary educational institutions that do not maintain a physical presence in the state, and is repealed on January 1, 2017.

This bill would, to the extent authorized by federal law, require a private entity with no physical presence in ~~this state~~, *California*, that would be subject to the requirements of this act if the entity was located

in this state, to register with the bureau and participate in the act's Student Tuition Recovery Fund for its California students. The requirements of the bill would be repealed on July 1, ~~2018~~; 2020.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. It is the intent of the Legislature that appropriate
- 2 stakeholders work collaboratively to address how best to regulate
- 3 educational programs offered to the public by means of distance
- 4 education by institutions with no physical presence in California.
- 5 SEC. 2. Section 94801.5 is added to the Education Code, to
- 6 read:
- 7 94801.5. (a) ~~Effective~~ *Notwithstanding Section 94858, effective*
- 8 July 1, 2017, to the extent authorized by federal law, a private
- 9 entity with no physical presence in this state that, if the entity was
- 10 geographically located in this state, would be subject to the
- 11 requirements of this act shall do both of the following:
- 12 (1) Register with the bureau.
- 13 (2) Participate in the Student Tuition Recovery Fund for its
- 14 California students.
- 15 (b) This section shall remain in effect only until July 1, ~~2018~~,
- 16 2020, and as of that date is repealed, unless a later enacted statute,
- 17 that is enacted before July 1, ~~2018~~; 2020, deletes or extends that
- 18 date.